



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
 Liu) Before the Examiner
) Not yet known
 Serial No. 10/825,767)
) Group Art Unit
 Filed April 16, 2004) 3738
)
 SPINAL IMPLANT AND CUTTING)
 TOOL PREPARATION ACCESSORY)
 FOR MOUNTING THE IMPLANT)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure in accordance with 37 CFR §1.56, Applicant wishes to bring to the attention of the Examiner the patents, publications, and/or other information listed on the attached PTO Form 1449 (modified). Only copies of FR2742044, FR2742653, and FR2760355 are enclosed. The remaining foreign references were submitted in the parent application file. Consequently, copies of these references have not been included with this Statement. Should the Examiner desire copies of any of the references, the undersigned attorney will gladly forward them.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.	
<u>July 16 2004</u> (Date of Deposit)	
James B. Myers, Jr.	
Name of Registered Representative	
<u>James B. Myers</u> Signature	
<u>July 16 2004</u> Date of Signature	
INFORMATION DISCLOSURE STATEMENT	

This Statement is being submitted before receipt of an action on the merits. It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

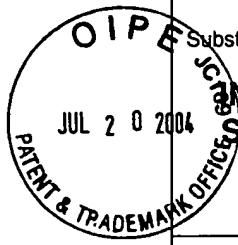
Respectfully submitted,

By: James B. Myers

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

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of

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Attorney Docket No. 4004-441

Complete if Known

Application Number	10/825,767
Filing Date	April 16, 2004
First Named Inventor	Mingyan LIU
Group Art Unit	
Examiner Name	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		4,846,244	12-1998	Cripe	
		4,936,848	06-1990	Bagby	
		5,015,247	05-1991	Michelson	
		5,062,845	11-1991	Kuslich et al.	
		5,190,548	03-1993	Davis	
		5,250,061	10-1993	Michelson	
		5,304,191	04-1994	Gosselin	
		5,306,309	04-1994	Wagner et al.	
		5,425,772	06-1995	Brantigan	
		5,443,514	08-1995	Steffee	
		5,445,639	08-1995	Kuslich et al.	
		5,458,638	10-1995	Kuslich et al.	
		5,484,437	01-1996	Michelson	
		5,499,984	03-1996	Steiner et al.	
		5,607,424	04-1997	Tropiano	
		5,609,635	03-1997	Michelson	
		5,609,636	03-1997	Kohrs et al.	
		5,649,945	07-1997	Ray	
		5,669,909	09-1997	Zdeblick et al.	
		5,683,463	11-1997	Godefroy et al.	
		5,697,977	12-1997	Pisharodi	
		5,720,749	02-1998	Rupp	
		5,766,252	06-1998	Henry et al.	
		5,782,830	07-1998	Farris	
		5,857,995	01-1999	Thomas et al.	
		5,888,224	03-1999	Beckers et al.	
		5,888,227	03-1999	Cottle	
		5,893,890	04-1999	Pisharodi	
		6,080,158	06-2000	Lin	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>				<i>Complete if Known</i>	
				Application Number	10/825,767
				Filing Date	April 16, 2004
				First Named Inventor	Mingyan LIU
				Group Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket No.	4004-441

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ² -Number ³ -Kind Code ⁴ (If known)				
		DE 3630863 A1	03-1988			
		EP 0195455 A1	03-1986			
		EP 0276153 A2	07-1988			
		EP 0493698 B1	07-1992			
		EP 0637440A1	02-1995			
		EP 0646366A1	04-1995			
		EP 0834295 A1	04-1998			
		FR 2724312	03-1996			
		FR 2727004	05-1996			
		FR 2736538	01-1997			
		FR 2742044	06-1997			X
		FR 2742653	06-1997			
		FR 2760355	09-1998			
		WO 94/10927	05-1994			
		WO 95/08306	03-1995			
		WO 96/27348	09-1996			
		WO 97/23174	03-1997			

Examiner Signature		Date Considered	
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